

BARNES & THORNBURG LLP



11 South Meridian Street
Indianapolis, Indiana
46204
(317) 236-1313
(317) 231-7433 Fax

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Customer No. 23643

Certificate Under 37 CFR 1.8(a)

Group: 3752

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

Confirmation No.: 6528

on March 16, 2005

Application No.: 10/016,596

(Signature)

Invention: METHOD AND APPARATUS FOR
ADJUSTING AND POSITIONING
AIR CAPS

Kim Tyree

Inventor: Baltz et al.

Kim Tyree

Filed: October 30, 2001

(Printed Name)

Attorney
Docket: 3030-67663

Examiner: Davis D. Hwu

NOTICE OF APPEAL

Mail Stop AF
Commissioner for Patents
P. O. Box 1450
Alexandria, Virginia 22313-1450

Sir:

Applicants hereby appeal to the Board of Appeals from the rejection dated December 16, 2004, of the Primary Examiner rejecting claims 1, 4, 5, 9, 10, 13, 16, 17 and 19. This is the fourth rejection of this application, this application having previously been rejected on July 9, 2003, October 21, 2003 and April 13, 2004. The rejection of claims of this application has also previously been appealed on January 21, 2004 and July 13, 2004 with corresponding appeal briefs having been submitted on February 24, 2004 and September